

**GOVERNMENT**

**SIKKIM**



**GAZETTE**

**EXTRAORDINARY  
PUBLISHED BY AUTHORITY**

**Gangtok**

**Friday 17<sup>th</sup> April, 2015**

**No.142**

**GOVERNMENT OF SIKKIM  
TRANSPORT DEPARTMENT  
(MOTOR VEHICLES DIVISION)**

**No. GOS/MVD/2014-15/400/Adm./0013(Pt. IV)/04**

**Dated 13.04.2015**

**NOTIFICATION**

The draft of certain rules which the State Government proposes to issue in exercise of the powers conferred by clause (xxxiii) of sub-section (2) of section 96 of the Motor Vehicles Act, 1988 is hereby published as required by sub-section (1) of section 212 of the said Act for information of all persons likely to be affected thereby and Notice is hereby given that the said draft rules would be taken into consideration after expiry of a period of 45 (forty five) days from the date of its publication in the Official Gazette.

Any objections or suggestions which may be received from any person with respect to the said draft rules before the expiry of the period so specified will be considered by the State Government.

**DRAFT RULES**

- |   |   |   |
|---|---|---|
| <b>Short title, extent and commencement</b> | 1 | (1) These rules may be called the Sikkim Motor Vehicles (Amendment) Rules, 2015.<br><br>(2) They shall extend to the whole of Sikkim.<br><br>(3) They shall come into force on the date of their publication in the Official Gazette.   |
| <b>Amendment of Rule 96</b>                 | 2 | In the Sikkim Motor Vehicles Rules, 1991 in rule 96 -<br><br>(1) the existing marginal head "Grant of permits without counter signature" the following new marginal head shall be substituted namely:-<br>"96. Grant of permits"<br><br>(2) After sub-rule (1) and the entries relating thereto the following sub-rules shall be inserted, namely:-<br><br>(2) An application for grant of permit in respect of contract carriage or stage carriage or goods carriage or luxury tourist permit or local taxi permit may be made in the requisite form prescribed under Rule 74 of the Sikkim Motor Vehicles Rules, 1991 accompanied with the following documents, namely; - |

- (a) Sikkim Subject Certificate or Certificate of Identification or Trade License, documents of landed property in the State of Sikkim,
  - (b) Residential Certificate of the people who are residing in the State of Sikkim prior to 1975,
  - (c) Unemployment Certificate issued by Panchayat or Councillor or Gram Vikas Adhikari or Sub-Divisional Magistrate and a copy of Local Employment Card,
  - (d) Voter Identity Card or Ration Card or Adhar Card or Driving License or Passport for proof of address,
  - (e) Parking Certificate from Superintendent of Police, in case of urban areas,
  - (f) Certificate from Registering Authority or Senior Regional Transport Officer for not having obtained any permit in the past,
  - (g) In case of unmarried female applicant, Sikkim Subject Certificate or Certificate of Identification of her father and Unmarried Certificate issued by Gram Vikas Adhikari or Sub-Divisional Magistrate and in case of married applicant, Sikkim Subject Certificate or Certificate of Identification of her husband and father,
  - (h) In case of stage carriage permit for transportation of employees of company based in Sikkim, copy of Agreement drawn between the Company and the applicant,
  - (i) An undertaking in the form of affidavit stating that the permit holder shall employ a driver having Sikkim Subject Certificate or Certificate of Identification only, if he or she intends to employ a driver. The applicant shall make a security deposit of Rs.10,000/- (Rupees ten thousand) only. In case the taxi is found to be driven by a driver not having Sikkim Subject Certificate or Certificate of Identification, the permit shall stand cancelled forthwith and security deposit shall be forfeited.
- (3) In case of goods carrier permits for Power Developers and Pharmaceutical Companies, the following documents may be submitted, namely; -
- (a) Copy of Registration Certificate of Company,
  - (b) Agreement with the Government,
  - (c) Work Order,
  - (d) Undertaking to employ local drivers.
- (4) The permits so granted will be for plying within the project sites only. For transportation of materials outside the project site, services of Sikkim Nationalised Transport trucks and local transporters may be used".

**S.B.S. Bhaduria,IFS  
Secretary  
Transport Department  
File No. GOS/MVD/2014-15/400/Adm./0013 (Pt.IV)**